

176. (Added) A method according to claim 141 wherein said transistion
metal oxide comprises substantially layered perovskite crystal
structure.

177. (Added) A method according to claim 142 wherein said copper oxide
composition comprises substantially layered perovskite crystal
structure.

REMARKS

Reconsideration is respectfully requested in view of and changes to the claims and the remarks herein. Please contact the undersigned to conduct a telephone interview in accordance with MPEP 713.01 to resolve any remaining requirements and/or issues prior to sending another Office Action. Relevant portions of MPEP 713.01 are included on the signature page of this amendment. In view of the changes to the claims and the remarks herein, the Examiner is respectfully requested to reconsider the above-identified application. If the Examiner wishes to discuss the application further, or if additional information would be required, the undersigned will cooperate fully to assist in the prosecution of this application.

The Advisory action dated Feb. 25, 1999 states that applicants response to the final rejection filed 12/14/198 ... will not be entered." In the note the examiner states "[n]ewly added 143 -177 do not simplify or reduce issues for appeal." The present separately adds claims 164-177.

Support for added claims 164-177 is found throughout the specification and claims. Each of these claims depend from another claim and add the limitation

"comprises substantially layered perovskite crystal structure". Applicants are adding these dependent claims since the examiner at page 11 paragraph (1) of the final action dated May 27, 1997 suggested using this language. Entry of claims 164 - - 177 does not require withdrawal of the finality of the rejection.

Please charge any fee necessary to enter this paper to deposit account 09-0468.

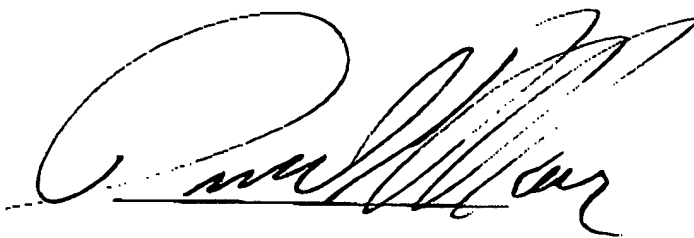
If the above-identified Examiner's Action is a final Action, and if the above-identified application will be abandoned without further action by applicants, applicants file a Notice of Appeal to the Board of Appeals and Interferences appealing the final rejection of the claims in the above-identified Examiner's Action. Please charge deposit account 09-0468 any fee necessary to enter such Notice of Appeal.

In the event that this amendment does not result in allowance of all such claims, the undersigned attorney respectfully requests a telephone interview at the Examiner's earliest convenience.

MPEP 713.01 states in part as follows:

Where the response to a first complete action includes a request for an interview or a telephone consultation to be initiated by the examiner, ... the examiner, as soon as he or she has considered the effect of the response, should grant such request if it appears that the interview or consultation would result in expediting the case to a final action.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Daniel P. Morris', is written over a horizontal line.

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